



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

JAN 13 2003

TECH CENTER 1600/2900

#11
1/13/03
Moser

In re application of

Confirmation No. 5439

Peter POCHLAUER et al.

Docket No. 2001-0331A

Serial No. 09/834,926

Group Art Unit 1623

Filed April 16, 2001

Examiner P. Zucker

PROCESS FOR THE PREPARATION OF
OPTICALLY AND CHEMICALLY HIGHLY
PURE (R) - or (S)-a-HYDROXYCARBOXYLIC
ACIDS

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEBT INCURRED
FEES FOR THIS PATENT TO DEPOSIT
ACCOUNT NO. 23-0975

NOTICE OF APPEAL

Assistant Commissioner for Patents,
Washington, DC 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated August 8, 2002 of the Primary Examiner finally rejecting claims 11 to 14 and 16 to 23.

(X) A timely response to the final rejection has been filed.

(X) The extension fee of \$410.00 for a two month extension of time is submitted with the attached Petition for Extension of Time.

(X) The Appeal Fee of \$320.00 (other than Small Entity)
 \$160.00 (Small Entity)

(X) is enclosed
() is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.

() Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
() is enclosed.

RECEIVED

JAN 13 2003

TECH CENTER 1600/2900

has been previously submitted.

The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Peter POCHLAUER et al.

By Matthew Jacob
Matthew Jacob
Registration No. 25,154
Attorney for Applicants

MJ/jef
Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
January 8, 2003